

REMARKS

Prior to this Reply, Claims 1-72 were pending. Through this Reply, Claims 37-49 have been cancelled without prejudice to, or disclaimer of, the subject matter contained therein. Accordingly, Claims 1-36 and 50-72 are now at issue in the present case.

In the Office Action, the Examiner determined that the claims are directed to two patentably distinct groups of inventions, namely: Claims 1-20, 21-36 and 50-72 (Group I) drawn to recording segments with a start and an end with coherent rotational phases, classified in class 360, subclass 48; and, Claims 37-49 (Group II) drawn to a seek operation to control the actuator movement along the tracks, classified in class 360, subclass 77.06. Accordingly, the Examiner required Applicants to elect a single group for prosecution on the merits.

In response, Applicants elect the claims of Group I (Claims 1-20, 21-36 and 50-72) for prosecution on the merits. Accordingly, Applicants have cancelled Claims 37-49 without prejudice to, or disclaimer of, the subject matter contained therein.

Applicants believe that no fees are due. Nevertheless, the Commissioner is hereby authorized to charge Deposit Account No. 50-2198 for any fees associated with filing this paper.

The Examiner is invited to contact the undersigned at the below-listed telephone number regarding any matters relating to the present application.

Respectfully submitted,



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VERSION WITH MARKINGS TO SHOW CHANGES MADE

In the Claims:

Claims 37-49 have been cancelled.